

AUG 16 2005

TODD HATHAWAY, ATTORNEY AT LAW

## FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
U.S. PATENT & TRADEMARK OFFICE Marie D. Patterson Art Group Unit 3728	Todd N. Hathaway
COMPANY:	DATE:
	16 August 2005
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
703-872-9306	8
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
571-272-4559	P2099
RE: S.N. 10/698,919 Walker	YOUR REFERENCE NUMBER:

Enclosed is the Amendment After Final Rejection  
Certificate of Mailing

Dear Examiner Patterson:

Per our earlier phone message, would you please call our office at 360-647-1976 at your earliest convenience to discuss the attached response. Thank you.

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PTO/SB/21 (09-04)

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**TRANSMITTAL  
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(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 6

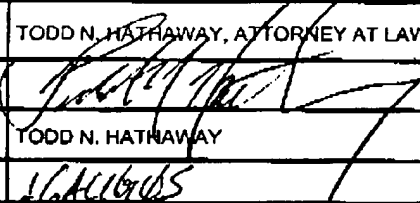
Application Number	10/698,919
Filing Date	10/31/2003
First Named Inventor	WALKER, John
Art Unit	3728
Examiner Name	PATTERSON, Marie D.
Attorney Docket Number	P2099

**ENCLOSURES (Check all that apply)**

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input checked="" type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Other Enclosure(s) (please identify<br>below): |
|--|---|---|

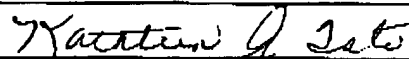
Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	TODD N. HATHAWAY, ATTORNEY AT LAW		
Signature			
Printed name	TODD N. HATHAWAY		
Date	8/16/05	Reg. No.	32,991

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	KATHLEEN A. TATE	Date	8/16/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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AUG 16 2005

Appl. No. 10/698,919  
Amtd. Dated 16 August 2005  
Reply to Office Action of 17 June 2005

**PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: WALKER, John	)	
	)	Examiner: PATTERSON, Marie D.
Serial No.: 10/698,919	)	
	)	Art Group Unit: 3728
Filed: 10/31/2003	)	
	)	Docket No. P2099
For: MOLDED ORTHOTIC INSERT	)	

**AMENDMENT AFTER FINAL REJECTION**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Response Under 37 CFR 1.116 - Expedited Procedure - Examining Group 3728
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Sir:

This is an Amendment in response to an Office Action dated 17 June 2005. A response is due 17 August 2005.. It is believed that no fee is presently due to maintain this application in full force and effect, but if any such fee is due, please charge this to Deposit Account No. 08-1254.

**AMENDMENTS**

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.